

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI

**CONLEY NATIONAL, INC. AND
ROBERT J. CONLEY,**

Plaintiffs,

V.

**STEPHEN DESSNER, AND FIRST
CHESAPEAKE CAPITAL
CORPORATION OF OHIO, INC.,**

Defendants.

CASE NO. 1:03-CV-194
Consolidated with 1:04-CV-428

**Chief Magistrate Judge
Michael R. Merz**

AGREED ORDER OF DISMISSAL WITH PREJUDICE

The parties have filed their Agreed Motion to Dismiss with Prejudice. On motion duly made, and for good cause shown, IT IS HEREBY

ORDERED that this case and all claims and counterclaims are dismissed, with prejudice, each party to bear its own attorney's fees and costs.

September 2, 2005.

s/ Michael R. Merz
Chief United States Magistrate Judge

APPROVED AS TO FORM AND CONTENT:

/s/ Ann K. Schooley

Ann K. Schooley, Esq. (00720579)
GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, OH 45202-3157
E-mail: aschooley@graydon.com
Phone: (513) 629-2750
Fax: (513) 651-3836
and

/s/ David R. Nachman

David R. Nachman, Esq.
BROWN & NACHMAN, L.L.C.
Crown Center Square
2405 Grand, Suite 300
Kansas City, MO 64108-2527
Phone: (816) 474-4114
Fax: (816) 421-3008
E-mail: david@brownnachman.com
Attorneys for Plaintiffs

/s/ William R. Jacobs

William R. Jacobs, Esq.
STRAUSS & TROY
The Federal Reserve Building
150 East Fourth Street
Cincinnati, OH 45202-4108
Phone: (513) 621-2120
Fax: (816) 513-2418259
E-mail: wjacobs@strausstroy.com
Attorneys for Defendants